

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**NASHVILLE URBAN VENTURE, LLC, )  
and VELOCITY IN THE GULCH, INC., )**

**Plaintiffs,**

**v.**

**CSX TRANSPORTATION, INC., )**

**Defendant. )**

**No. 3:09-00699**

**Judge Sharp**

**ORDER**

In accordance with the discussions at the final pretrial conference on October 26, 2012, the following rulings are hereby confirmed:

(1) The Court RESERVES RULING on Defendant's Omnibus Motion in Limine (Docket No. 68);

(2) The Court RESERVES RULING on Defendant's Motion to Strike Chuck Davis from Plaintiffs' Witness List (Docket No. 80); and

(3) Plaintiffs' Motion for Court to Take Judicial Notice (Docket No. 88) is GRANTED.

The bench trial in this case will commence at 9:00 a.m. on November 6, 2012, as previously scheduled, with an expected duration of 3 to 4 day.

It is SO ORDERED.



\_\_\_\_\_  
KEVIN H. SHARP  
UNITED STATES DISTRICT JUDGE